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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/820,640 | 04/08/2004 | Wayne M. Coco | 3530.1000 US1 |

000038473
 ELMORE CRAIG, P.C.
 209 MAIN STREET
 N. CHELMSFORD, MA 01863



CONFIRMATION NO. 8470

FORMALITIES LETTER



OC000000013046536

Date Mailed: 06/24/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

08/26/2004 EFLURES 00000136 10820640

01 FC:1001
 02 FC:1051

770.00 UP
 130.00 UP

TRADE

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

N. Mohammed

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Docket No. 3530.1000 US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Wayne M. Coco, Philip T. Pienkos and A. Katrina Loomis

Application No.: 10/820,640 Group: 1653

Filed: April 8, 2004 Examiner: Not Assigned

Confirmation No.: 8407

For: EPDIERMAL GROWTH FACTOR AGONISTS AND METHODS OF USE

| | |
|---|-------------------------|
| CERTIFICATE OF MAILING OR TRANSMISSION | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on: | |
| <u>8/24/04</u> | <u>Hollie Wakefield</u> |
| Date | Signature |
| Hollie Wakefield | |
| _____ Typed or printed name of person signing certificate | |

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Notice to File Missing Parts dated June 24, 2004, the following documents and fees are being submitted for filing in the captioned application. A copy of the Notice is attached.

- ☒ **EXECUTED DECLARATION FOR PATENT APPLICATION**
(Separate transmittal letter and postcard not required)
- ☐ **POWER OF ATTORNEY DOCUMENT**
☐ **GRANTED BY INVENTOR(S)**
☐ **GRANTED BY ASSIGNEE, INCLUDING Statement under 37 C.F.R. 3.73(b)**
(Separate transmittal letter and postcard not required)
- ☐ **PRELIMINARY AMENDMENT**
(Separate transmittal letter and postcard not required)
- ☒ **FILING FEE – WITH Fee Transmittal for Patent Applications in duplicate**
Fee calculations based on:
☒ Claims as originally filed
☐ Claims upon entry of the Preliminary Amendment filed herewith
(Separate transmittal letter and postcard not required)


Application No. 10/820,640
Notice to File Missing Parts dated June 24, 2004

- ☒ **SURCHARGE – SURCHARGE FEE OF \$130**
(Separate transmittal letter and postcard not required)
- ☒ **SEQUENCE LISTING – Filed concurrently and is attached**
(Separate transmittal letter and postcard required)
- ☐ **REPLACEMENT DRAWINGS**
☐ Sheets of substitute drawings consisting of Figs. 1 – ☐ are enclosed
(Separate transmittal letter and postcard not required)
- ☐ **PETITION FOR EXTENSION OF TIME**
☐ Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated ☐ for ☐ month(s) from ☐ to ☐. The appropriate fee of \$☐ is included in the enclosed check.
☐ A ☐ month extension of time to respond to the Notice to File Missing Parts dated ☐ was filed on ☐ with payment of a \$☐ fee.
☐ Applicant hereby petitions for an additional ☐ month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$☐ is included in the enclosed check.
(Separate Petition for Extension of Time and postcard not required)
- ☐ **REQUEST FOR CORRECTED FILING RECEIPT – Filed concurrently and is attached.**
(Separate transmittal letter and postcard required)
- ☐ **STATEMENT CLAIMING SMALL ENTITY STATUS**
☐ Applicant claims small entity status.
☐ Is enclosed herewith (Separate transmittal letter and postcard not required)
☐ In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$☐ which were paid on ☐ to be deposited in Deposit Account No. 502807.

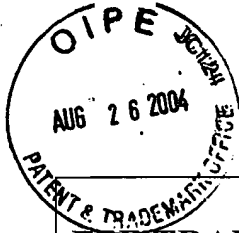
The fees required for filing the indicated documents are enclosed in the form of a check in the total amount of \$900.00. Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 502807. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

ELMORE CRAIG, P.C.

By 
Carolyn S. Elmore
Registration No.: 37,567
Tel.: (978) 251-3509
Fax: (978) 251-3973

N. Chelmsford, Massachusetts 01863
Date: August 24, 2004



ELMORE CRAIG, P.C.


FEE TRANSMITTAL FOR PATENT APPLICATIONS

| | |
|------------------------|---------------|
| Attorney Docket Number | 3530.1000 US1 |
| Application Number | 10/820,640 |
| First Named Inventor | Wayne M. Coco |

Claim Calculation (includes any preliminary amendment)

| CLAIMS | (1) For | (2) Number Filed | (3) Number Extra | (4) Rate | (5) Calculations |
|--------|---|---------------------|---------------------|------------|------------------|
| | Total Claims (37 CFR 1.16(c) (j)) | 7-20* = | 0 | x \$ 18 = | \$0 |
| | Independent Claims (37 CFR 1.16(b) or (j)) | 1-3** = | 0 | x \$ 86 = | \$0 |
| | Multiple Dependent Claims (if applicable) (37 CFR 1.16(d)) | | | + \$ 290 = | \$0 |
| | Basic Fee (37 CFR 1.16(a) or (h)) = | | | | \$ 770 |
| | Total of above Calculations = | | | | \$770 |
| | Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) = | | | | \$ |
| | TOTAL = | | | | \$770 |
| | Surface – Late Filing of Declaration or filing Fees (37 CFR 1.16(e)) = | | | | \$130 |
| | Petition for Extension of Time Fee (37 CFR 1.17) = | | | | \$ |
| | Assignment Recordation Fee (only when filed with application) = | | | | \$ |
| | Other = | | | | \$ |
| | * Reissue claims in excel of 20 and over original patent **Reissue independent claims over original patent | | | | |
| | TOTAL = | | | | \$900 |

- Small entity status:
 - ☐ A small entity statement is enclosed.
 - ☐ A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
 - ☐ is no longer claimed.
- ☒ A general authorization is hereby granted to charge Deposit Account Number 502807 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.
- ☒ A check is enclosed for \$900.00.
- ☐ Please charge \$ _____ to Deposit Account Number 502807.
- ☐ Other: _____

| | | | |
|--|---|------------------------|-----------------|
| Signature |  | Date | August 24, 2004 |
| Submitted by Typed or Printed Name | Carolyn S. Elmore | Registration Number | 37,567 |



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Wayne M. Coco, Philip T. Pienkos and A. Katrina Loomis

Application No.: 10/820,640 Group: 1653

Filed April 8, 2004 Examiner: Not Assigned

Confirmation No.: 8407

For: Epidermal Growth Factor Agonists and Methods of Use

TRANSMITTAL OF SEQUENCE LISTING IN COMPUTER READABLE FORM
IN COMPLIANCE WITH 37 C.F.R. §§1.821(e) AND (f)

Mail Stop Sequence
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a copy of the "Sequence Listing" in computer readable form as required by 37 C.F.R. §1.821(e). As required by 37 C.F.R. §1.821(f), Applicants' Attorney hereby states that the content of the "Sequence Listing" in paper form and of the computer readable form of the "Sequence Listing" are the same.

Respectfully submitted,

By 

Carolyn S. Elmore

Registration No. 37,567

Telephone: (978) 251 3509

Facsimile: (978) 251 3973

Date: August 24, 2004